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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ORCHID ISLAND TRS, LLC (formerly  
known as Opteum Financial Services, LLC)  
and BIMINI CAPITAL MANAGEMENT,  
INC. (formerly known as Opteum Inc.),

Plaintiffs,

v.

INDYMAC BANCORP, INC., and  
INDYMAC BANK, F.S.B.,

Defendants.

Civil Action No. 07-CIV- 9550 (LLS)

**ORDER**

THIS MATTER having been brought to the Court by way of motion by plaintiffs Orchid Island TRS, LLC and Bimini Capital Management, Inc. ("Plaintiffs"), through their attorneys, Edwards Angell Palmer & Dodge LLP, for an Order granting Plaintiffs leave to file an Amended Complaint in this action; and the Court having considered Plaintiffs' application, and good cause having been shown;

IT IS on this \_\_\_\_ day of June, 2008, ORDERED as follows:

1. Plaintiffs' motion is hereby granted.
2. Plaintiffs are hereby granted leave to file and serve the Amended Complaint attached to Plaintiffs' Notice of Motion.

3. Plaintiffs shall file and serve the Amended Complaint within five (5) days of entry of this Order.

4. A true copy of this Order shall be served on all counsel within five (5) days of the date of entry.

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Hon. Louis L. Stanton, U.S.D.J.

OPPOSED: \_\_\_\_\_

UNOPPOSED: \_\_\_\_\_